

1 **KRIS J. KRAUS**
2 California State Bar No. 233699
3 **FEDERAL DEFENDERS OF SAN DIEGO, INC.**
4 225 Broadway, Suite 900
5 San Diego, California 92101-5008
6 Telephone: (619) 234-8467
7 Kris_Kraus@fd.org

8 Attorneys for Mr. Aureliano Zapata-Lopez

9
10 UNITED STATES DISTRICT COURT
11 SOUTHERN DISTRICT OF CALIFORNIA

12 (HONORABLE BARRY TED MOSKOWITZ)

13 UNITED STATES OF AMERICA,) CASE NO. 08CR0297-BTM
14 Plaintiff,)
15 v.) DATE: March 7, 2008
16 AURELIANO ZAPATA-LOPEZ,) TIME: 1:30 p.m.
17 Defendant.)
18 _____) NOTICE OF MOTIONS AND MOTIONS TO:
19) (1) COMPEL DISCOVERY;
20) (2) PRESERVE EVIDENCE; AND
21) (3) GRANT LEAVE TO FILE FURTHER
22) MOTIONS.

23 TO: KAREN P. HEWITT, UNITED STATES ATTORNEY, AND
24 WILLIAM HALL, ASSISTANT UNITED STATES ATTORNEY:

25 PLEASE TAKE NOTICE that on March 7, 2008, at 1:30 p.m., or as soon thereafter as counsel may
26 be heard, defendant, Aureliano Zapata-Lopez, by and through his attorneys, Kris J. Kraus, and Federal
27 Defenders of San Diego, Inc., will ask this Court to enter an order granting the following motions.

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MOTIONS

Defendant, Aureliano Zapata-Lopez, by and through his attorneys, Kris J. Kraus, and Federal
Defenders of San Diego, Inc., asks this Court pursuant to the United States Constitution, the Federal Rules
of Criminal Procedure, and all other applicable statutes, case law, and local rules for an order to:

- (1) Compel Discovery;
- (2) Preserve Evidence; and
- (3) Grant Leave to File Further Motions.

These motions are based upon the instant motions and notice of motions, the attached statement of facts and memorandum of points and authorities, the files and records in the above-captioned matter, and any and all other materials that may come to this Court's attention prior to or during the hearing of these motions.

Respectfully submitted,

Dated: February 22, 2008

/s/ Kris J. Kraus
KRIS J. KRAUS
Federal Defenders of San Diego, Inc.
Attorneys for Mr. Aureliano Zapata-Lopez
Kris_Kraus@fd.org

CERTIFICATE OF SERVICE

Counsel for Defendant certifies that the foregoing pleading is true and accurate to the best of his information and belief, and that a copy of the foregoing document has been served this day upon:

William Hall
U S Attorneys Office Southern District of California
880 Front Street
Room 6293
San Diego, CA 92101
(619)557-5610
Fax: (619)557-5917
Email: william.hall@usdoj.gov

Dated: February 22, 2008

/s/ Kris J. Kraus

KRIS J. KRAUS
Federal Defenders
225 Broadway, Suite 900
San Diego, CA 92101-5030
(619) 234-8467 (tel)
(619) 687-2666 (fax)
e-mail: kris_kraus@fd.org